

United States Patent Application

COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; that

I verily believe I am the original, first and sole inventor (if only one name is listed below) or a joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled
METHOD AND SYSTEM FOR MYOCARDIAL INFARCTION REPAIR

The specification of which

a. is attached hereto

b. was filed on November 3, 2000 as application serial no. 09/706,531 and was amended on (if applicable) (in the case of a PCT-filed application) described and claimed in international no. US 01/47229 filed November 6, 2001 and as amended on (if any), which I have reviewed and for which I solicit a United States patent.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, §119/365 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on the basis of which priority is claimed:

- a. no such applications have been filed.
- b. such applications have been filed as follows:

FOREIGN APPLICATION(S), IF ANY, CLAIMING PRIORITY UNDER 35 USC §119

COUNTRY	APPLICATION NUMBER	DATE OF FILING	DATE OF ISSUE
PCT	US00/30544	November 3, 2000	Inactive – Nationals Filed
Japan	524570/02	November 3, 2000	Published 03/18/04
Canada	2,421,451	November 3, 2000	Pending
EP	EP00978392.9	November 3, 2000	Issued 08/23/06 (1315537)
Australia	2001215860	November 3, 2000	Issued 04/28/06 (2001215860)
PCT	US01/47229	November 6, 2001	Pending
Hong Kong	03108867.0	December 4, 2003	Abandoned

ALL FOREIGN APPLICATIONS, IF ANY, FILED BEFORE THE PRIORITY APPLICATION(S)

COUNTRY	APPLICATION NUMBER	DATE OF FILING	DATE OF ISSUE

I hereby claim the benefit under Title 35, United States Code, §1120/365 of any United States and PCT international application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information which is material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

We hereby claim priority benefits under Title 35, United States Code, §119(e)(1) of any U.S. provisional application listed below:

U.S. APPLICATION NUMBER	DATE OF FILING	STATUS (patented, pending, abandoned)
60/064,703	November 7, 1997	Inactive
09/145,743	September 2, 1998	Issued 11/21/00 (6,151,525)
09/654,185 Continuation 1	September 1, 2000	Allowed
09/706,531 CIP	November 3, 2000	Issued 12/30/03 (6,671,558)
10/692,878	October 24, 2003	Issued 04/18/06 (7,031,775)
10/824,011	April 14, 2004	Pending
11/300,176	December 14, 2005	Issued 12/26/06 (7,155,288)
11/561,386	November 18, 2006	Published 05/10/07

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith:

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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SIGNATURE OF INVENTOR 203				DATE

— Additional pages for fourth and subsequent inventors attached.

X This Declaration ends with this page.